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Toshiba America Information Systems Inc.,
Toshiba Samsung Storage Technology Corporation,
and Toshiba Samsung Storage Technology Korea
Corporation*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE OPTICAL DISK DRIVE
PRODUCTS ANTITRUST LITIGATION

Base Case No. 3:10-md-2143 RS
MDL No. 2143

Case No. 3:13-cv-05370-RS

This document relates to:

*Hewlett-Packard Co. v. Toshiba Corporation,
et al.*, No. 3:13-cv-05370-RS

**DECLARATION OF BELINDA S LEE IN
SUPPORT OF DEFENDANTS'
OPPOSITION TO HP INC.'S MOTION TO
PARTIALLY EXCLUDE CERTAIN
OPINIONS AND TESTIMONY OF
DESIGNATED EXPERTS EDWARD
SNYDER AND KEVIN MURPHY**

1 I, Belinda S Lee, hereby declare as follows:

- 2 1. I am an attorney at law admitted to practice in the State of California, and I am a
 3 partner at the law firm of Latham & Watkins LLP. I am counsel for Defendants Toshiba
 4 Corporation, Toshiba America Information Systems, Inc., Toshiba Samsung Storage Technology
 5 Corporation, and Toshiba Samsung Storage Technology Korea Corporation. I submit this
 6 Declaration in support of Defendants' Opposition to HP Inc.'s Motion to Partially Exclude
 7 Certain Opinions and Testimony of Designated Experts Edward Snyder and Kevin Murphy.
 8 Unless otherwise stated, this Declaration is based on my personal knowledge and, if called upon
 9 to do so, I could and would testify truthfully as to the contents of this Declaration.
- 10 2. Attached as **Exhibit 1** is a true and correct copy of excerpts of the Updated Expert
 11 Report of Edward A. Snyder, Ph.D., dated April 21, 2017.
- 12 3. Attached as **Exhibit 2** is a true and correct copy of excerpts of the Expert Report
 13 of Kevin M. Murphy, dated April 3, 2017.
- 14 4. Attached as **Exhibit 3** is a true and correct copy of excerpts of the Expert Report
 15 of Dr. Debra J. Aron, dated February 1, 2017.
- 16 5. Attached as **Exhibit 4** is a true and correct copy of excerpts of the Expert Report
 17 of Gary L. French, Ph.D., dated February 1, 2017.
- 18 6. Attached as **Exhibit 5** is a true and correct copy of excerpts of the Expert Report
 19 of Gareth Macartney, Ph.D., dated February 1, 2017.
- 20 7. Attached as **Exhibit 6** is a true and correct copy of excerpts of the deposition
 21 transcript of Mohan Rao, Ph.D., dated March 20, 2017.
- 22 8. Attached as **Exhibit 7** is a true and correct copy of excerpts of the deposition
 23 transcript of Kenneth Flamm, Ph.D., dated March 24, 2017.
- 24 9. Attached as **Exhibit 8** is a true and correct copy of excerpts of the deposition
 25 transcripts of Kevin M. Murphy, Ph.D., dated April 30, 2017 and May 1, 2017.
- 26 10. Attached as **Exhibit 9** is a true and correct copy of excerpts of Nieberding, James
 27 F., *LECG, Estimating Overcharges in Antitrust Cases Using a Reduced-Form Approach:*
 28 *Methods and Issues*, Journal of Applied Economics, Vol. IX(2), November 2006.

11. Attached as **Exhibit 10** is a true and correct copy of Posner, Richard A., *Antitrust Law, Second Edition*, The University of Chicago Press, Chicago and London, 2001.

12. Attached as **Exhibit 11** is a true and correct copy of Belleflamme, Paul and Martin Peitz, *Industrial Organization: Markets and Strategies*, Cambridge University Press, 2010.

13. Attached as **Exhibit 12** is a true and correct copy of excerpts of Rao, Mohan, et al., *Econometric Analysis*, Litigation Services Handbook: The Role of the Financial Expert, John Wiley & Sons, 2012.

14. Attached as **Exhibit 13** is a true and correct copy of Scheffman, David, and Mary Coleman, *FTC Perspectives on Econometric Analyses in Antitrust Cases*, ABA Section of Antitrust Law, Econometrics, 2005.

15. Attached as **Exhibit 14** is a true and correct copy of Tarozzi, Alessandro, *Can Census Data Alone Signal Heterogeneity in the Estimation of Poverty Maps?*, Journal of Development Economics, 95:2, July 2011.

16. Attached as **Exhibit 15** is a true and correct copy of Woof, David, *Review: Logistic Regression: A Self-Learning Text by D. G. Kleinbaum and M. Klein*, Journal of the Royal Statistical Society, Series A (Statistics in Society), Vol. 167(1), Wiley for the Royal Statistical Society, 2004.

17. Attached as **Exhibit 16** is a true and correct copy of Stock, James, and Mark Watson, *Introduction to Econometrics*, Addison Wesley, 2003.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 21st of August 2017, in the City and County of San Francisco, California.

By /s/ Belinda S Lee
Belinda S Lee